

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of: :  
J. Michael Fitzpatrick, *et al.* :  
: :  
Conf. No.: 6931 : Group Art Unit: 3731  
: :  
Appln. No.: 10/526,754 : Examiner: Not yet assigned  
: :  
Filing Date: March 4, 2005 : Attorney Docket No.: 9823-26U1  
: :  
Title: Fiducial Marker Holder System for Surgery

**ASSERTION OF SMALL ENTITY STATUS**  
**(37 C.F.R. § 1.27(c)(1))**

Applicants hereby state that applicants are a small entity and that status as a small entity is asserted for this application as a non-profit organization under 37 C.F.R. § 1.27(a)(3). This paper is being filed to provide written affirmation of this small entity status.

Respectfully submitted,

**J. Michael Fitzpatrick, *et al.***

September 26, 2006  
(Date)

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